

AMENDMENT NO. _____

Signature of Sponsor

FILED

Date _____

Time _____

Clerk _____

Comm. Amdt. _____

AMEND Senate Bill No. 0346

House Bill No. 0915

by deleting all language following the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 39-17-1503(2), is amended
by adding the following language to the end of the item:

Except in the case of distribution by mail, the distributor shall obtain a
statement from the addressee that he or she is eighteen (18) years of age or
older.

SECTION 2. Tennessee Code Annotated, Section 39-17-1504(d), is amended
by adding the following language at the end of the first sentence:

In the case of distribution by mail the distributor of tobacco products shall
obtain from the addressee an affirmative statement that he or she is eighteen
(18) years of age or older, and shall inform the recipient that he or she is strictly
prohibited from distributing any tobacco product, as defined by this Act, to any
person under eighteen (18) years of age.

SECTION 3. Tennessee Code Annotated, Section 39-17-1504(e), is amended
by adding the following language at the end of the subsection:

In the case of distribution of tobacco products by mail, proof that the
defendant obtained a statement from the addressee that he or she is eighteen
(18) years of age or older and that the distributor of tobacco products informed
the addressee that he or she is strictly prohibited from distributing any tobacco

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product, as defined by this Act, to any person under eighteen (18) years of age,
shall be a defense to any action brought pursuant to this section.

SECTION 4. This act shall take effect on July 1, 1995, the public welfare
requiring it.